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ORIGINAL

## BEFORE THE ARIZONA CORPORATION COMMISSION

CARL J. KUNASEK  
CHAIRMAN  
JIM IRVIN  
COMMISSIONER  
WILLIAM A. MUNDELL  
COMMISSIONER

1999 DEC 15 P 2:57

AZ CORP COMMISSION  
DOCUMENT CONTROLArizona Corporation Commission  
DOCKETED

DEC 15 1999

DOCKET NO. S-03372A-99-0000

In the matter of

JACK ALLEN GERBER, and individual,  
19619 North 67<sup>th</sup> Drive  
Glendale, Arizona 85308

TRUCKVILLE INC., DBA EZ FINANCE AUTO  
SALES,  
an Arizona corporation  
2520 East Bell Road  
Phoenix, Arizona 85032

Respondents.

**PROCEDURAL ORDER****BY THE COMMISSION:**

On November 23, 1999, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Temporary Order to Cease and Desist ("Temporary Order") and Notice of Opportunity for Hearing ("Notice") against the above-captioned Respondents in which the Division alleged multiple violations of the Securities Act of Arizona.

On December 14, 1999, counsel for the above-captioned Respondents filed a Request for Hearing in response to the Temporary Order and Notice. Therein, Respondents indicated that they agreed to cease and desist from the conduct complained of in the Temporary Order and Notice and waived their rights under A.A.C. R14-4-307 effectively tolling the termination of the Temporary Order until further order of the Commission. Respondents requested that a hearing be set in February, 2000 and indicated that they were attempting to reach a settlement of this matter.

Counsel for the Division has indicated that it does not oppose the Respondent's request.

Accordingly, prior to a hearing being scheduled a pre-hearing conference should be held.

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1 IT IS THEREFORE ORDERED that a pre-hearing conference shall be held on February 8,  
2 2000, at 1:00 p.m., at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

3 DATED this 15<sup>th</sup> day of December, 1999.

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6   
7 JERRY L. RUDIBAUGH  
CHIEF HEARING OFFICER

8 Copies of the foregoing mailed/delivered  
9 this 15<sup>th</sup> day of December, 1999 to:


10 Ron Kent Hooper  
11 3420 East Shea, Suite 265  
12 Phoenix, Arizona 85028  
Attorney for Respondents

13 James S. Freedman  
14 1403 East Commodore Place  
Tempe, Arizona 85283  
Co-Counsel for Respondents

15 Robert A. Zumoff  
16 Assistant Attorney General  
ARIZONA ATTORNEY GENERAL'S OFFICE  
17 1275 West Washington Street  
Phoenix, Arizona 85007

18 W. Mark Sendrow, Director  
19 Securities Division  
ARIZONA CORPORATION COMMISSION  
20 1300 West Washington Street  
Phoenix, Arizona 85007

21 ARIZONA REPORTING SERVICE, INC.  
22 2627 N. Third Street, Suite Three  
Phoenix, Arizona 85004-1104

23 By:   
24 Brenda Sanchez  
25 Secretary to Jerry L. Rudibaugh  
26  
27  
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